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PART II—Section 1

प्राधिकार से प्रकाशित
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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन
के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed
as a separate compilation

MINISTRY OF LAW AND JUSTICE (Legislative Department)

New Delhi, the 17th November, 1987/Kartika 26, 1909 (Saka)

The following President's Act is published for general information —

THE PUNJAB AGRICULTURAL PRODUCE MARKETS (AMENDMENT) ACT, 1987

No 3 OF 1987

Enacted by the President in the Thirty-eighth Year of the
Republic of India

An Act further to amend the Punjab Agricultural Produce
Markets Act, 1961

In exercise of the powers conferred by section 3 of the Punjab State
Legislature (Delegation of Powers) Act, 1987, the President is pleased
to enact as follows:—

1. (1) This Act may be called the Punjab Agricultural Produce
Markets (Amendment) Act, 1987.

(2) It shall come into force at once.

Short title
and
commen-
cement
date.

Insertion
of new
section
12-C.

Superses-
sion of
nomi-
nated
Com-
mittees.

2. In the Punjab Agricultural Produce Markets Act, 1961, after section 12-B, the following section shall be inserted, namely:—

Punjab
Act 23
of 1961.

“12-C. On and from the commencement of the Punjab Agricultural Produce Markets (Amendment) Act, 1987—

(a) all the Committees, constituted by way of nomination, whether under sub-section (4) of section 12 or under section 12-B in existence immediately before such commencement, shall stand superseded;

(b) all the members, including the Chairman and the Vice-Chairman of every such Committee, shall cease to hold office;

(c) during the period of supersession of such Committees, all the powers and duties conferred and imposed upon the Committees, their Chairmen, Vice-Chairmen and other members by or under this Act shall be exercised and performed by such gazetted officers as the State Government may appoint in that behalf; and

(d) all property vested in every such Committee shall, until it is reconstituted in accordance with the provisions of section 12, vest in the State Government:

Provided that such reconstitution shall be made within a period of one year from the date of supersession.”.

R. VENKATARAMAN,
President.

S. RAMAIAH,
Secy. to the Govt of India.

Reasons for the enactment

Market Committees in the State nominated in accordance with the provisions of the Punjab Agricultural Produce Markets Act, 1961 are not representative bodies and also are not serving the best interests of the State due to party faction and gross mis-management. Hence this Bill seeks to supersede the nominated Market Committees in the State by appointing Administrators to perform the functions of the Market Committees and their Chairmen, Vice-Chairmen, etc. for a period of one year.

2. Parliament has, under article 357(1) (a) of the Constitution, conferred on the President the power of the Legislature of the State of Punjab to make laws *vide* the Punjab State Legislature (Delegation of Powers) Act, 1987 (24 of 1987).

3. Under the proviso to sub-section (2) of section 3 of the Punjab State Legislature (Delegation of Powers) Act, 1987, the President shall, before enacting any President's Act, whenever he considers it practicable to do so, consult a Committee constituted for the purpose consisting of the Members of both the Houses of Parliament. The said Committee is yet to be constituted. Further, in view of the urgency of the matter, it is not possible to wait for the constitution of the Committee. This measure is, accordingly, being enacted without reference to the Committee.

V. C. PANDE,

*Secy. to the Government of India,
Ministry of Agriculture,
(Department of Rural Development).*

